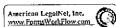
AO 120 (Rev. 08/10) REPORT ON THE Mail Stop 8 FILING OR DETERMINATION OF AN TO: Director of the U.S. Patent and Trademark Office ACTION REGARDING A PATENT OR P.O. Box 1450 TRADEMARK Alexandria, VA 22313-1450 In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been on the following filed in the U.S. District Court Central District of California, Western Division $\hfill\square$ Patents. ($\hfill\square$ the patent action involves 35 U.S.C. § 292.): Trademarks or U.S. DISTRICT COURT DATE FILED DOCKET NO. . دن Central District of California, Western Division March 26, 2013 **TBA** DEFENDANT PLAINTIFF Fitness & Sports Clubs, LLC, a Delaware limited liability Bally Total Fitness Holding Corporation, a Delaware company corporation ATE OF PATENT HOLDER OF PATENT OR TRADEMARK OR TRADEMARK TRADEMARK NO. Bally Total Fitness Holding Corporation 12/18/2007 13,357,795 03/20/2007 **Bally Total Fitness Holding Corporation** 23,219,807 Bally Total Fitness Holding Corporation 01/14/1997 32,030,899 **Bally Total Fitness Holding Corporation** 12/03/1996 42,020,345 **Bally Total Fitness Holding Corporation** 08/06/1996 51,992,150 In the above --entitled case, the following patent(s)/ trademark(s) have been included: DATE INCLUDED INCLUDED BY ☐ Other Pleading ☐ Cross Bill ☐ Amendment ☐ Answer DATE OF PATENT PATENT OR HOLDER OF PATENT OR TRADEMARK. OR TRADEMARK TRADEMARK NO. In the above—entitled case, the following decision has been rendered or judgement issued: DECISION/JUDGEMENT DATE (BY) DEPUTY CLERK CLERK

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